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AT ROANOKE, VA  
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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
HARRISONBURG DIVISION

RICHARD B. PENCE, )  
Plaintiff, ) Case No. 5:04cv00075  
v. )  
TENNECO AUTOMOTIVE )  
OPERATING COMPANY, INC., )  
Defendant. ) FINAL ORDER  
                          ) BY: Samuel G. Wilson  
                          ) United States District Judge

In accordance with the Memorandum Opinion entered on this day, it is **ORDERED** and  
**ADJUDGED** that Defendant's motion for summary judgment is **GRANTED**. It is further  
**ORDERED** and **ADJUDGED** that Plaintiff's motion for summary judgment is **DENIED**. This  
action shall be **STRICKEN** from the active docket of this court.

ENTER: This 26th day of April, 2005.



UNITED STATES DISTRICT JUDGE